

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:08MD1932-MU**

**IN RE FAMILY DOLLAR FLSA  
LITIGATION**

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Concerning Itterly v. Family Dollar Stores,  
Inc. and Family Dollar Stores of  
Pennsylvania, Inc.

**ORDER**

This matter is before the Court on the parties “Joint Motion for Dismissal” filed September 16, 2011 (Doc. No. 637.) The parties agree that all of the claims of Opt-In Plaintiff Kathleen Christ should be dismissed with prejudice. This dismissal includes all state and federal class, collective and individual claims for overtime pay that could have been resolved in this action. The parties agree to this dismissal pursuant to Rule 41(a)(1)(ii) with each party to bear its own fees and costs.

**IT IS, THEREFORE ORDERED** that:

- (1) The parties “Joint Motion for Dismissal” (Doc. No. 637) is **GRANTED**. Opt-In Plaintiff, Kathleen Christ’s, claims are dismissed with prejudice;
- (2) The Court finds that there is no just reason to delay entry of final judgment for Family Dollar with respect to Opt-In Plaintiff Kathleen Christ’s claims against Family Dollar;
- (3) The Clerk is directed to enter final judgment, pursuant to Rule 54(b), for Family Dollar with respect to Opt-In Plaintiff Kathleen Christ.

**SO ORDERED.**

Signed: September 19, 2011

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen  
United States District Judge

